

Union Calendar No. 150

104TH CONGRESS
1ST SESSION

H. R. 1358

[Report No. 104-287]

A BILL

To require the Secretary of Commerce to convey to the Commonwealth of Massachusetts the National Marine Fisheries Service laboratory located on Emerson Avenue in Gloucester, Massachusetts.

OCTOBER 20, 1995

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

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IN THE HOUSE OF REPRESENTATIVES

MARCH 29, 1995

Mr. TORKILDSEN introduced the following bill; which was referred to the Committee on Resources

OCTOBER 20, 1995

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in italic]

[For text of introduced bill, see copy of bill as introduced on March 29, 1995]

A BILL

To require the Secretary of Commerce to convey to the Commonwealth of Massachusetts the National Marine Fisheries Service laboratory located on Emerson Avenue in Gloucester, Massachusetts.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. CONVEYANCE OF NATIONAL MARINE FISH-**
2 **ERIES SERVICE LABORATORY AT GLOUCESTER, MASSACHUSETTS.**

4 (a) *CONVEYANCE REQUIRED.*—

5 (1) *IN GENERAL.*—The Secretary of Commerce
6 shall convey to the Commonwealth of Massachusetts,
7 all right, title, and interest of the United States in
8 and to the property comprising the National Marine
9 Fisheries Service laboratory located on Emerson
10 Avenue in Gloucester, Massachusetts.

11 (2) *TERMS.*—A conveyance of property under
12 paragraph (1) shall be made—

13 (A) without payment of consideration; and

14 (B) subject to the terms and conditions
15 specified under subsections (b) and (c).

16 (b) *CONDITIONS FOR TRANSFER.*—

17 (1) *IN GENERAL.*—As a condition of any convey-
18 ance of property under this section, the Common-
19 wealth of Massachusetts shall assume full responsibil-
20 ity for maintenance of the property for as long as the
21 Commonwealth retains the rights and title to that
22 property.

23 (2) *CONTINUED USE OF PROPERTY BY NMFS.*—

24 The Secretary may enter into a memorandum of un-
25 derstanding with the Commonwealth of Massachusetts
26 under which the National Marine Fisheries Service is

1 *authorized to occupy existing laboratory space on the*
2 *property conveyed under this section, if—*

3 *(A) the term of the memorandum of under-*
4 *standing is for a period of not longer than 5*
5 *years beginning on the date of enactment of this*
6 *Act; and*

7 *(B) the square footage of the space to be oc-*
8 *cupied by the National Marine Fisheries Service*
9 *does not conflict with the needs of, and is agree-*
10 *able to, the Commonwealth of Massachusetts.*

11 *(c) REVERSIONARY INTEREST.—All right, title, and*
12 *interest in and to all property and interests conveyed under*
13 *this section shall revert to the United States on the date*
14 *on which the Commonwealth of Massachusetts uses any of*
15 *the property for any purpose other than the Commonwealth*
16 *of Massachusetts Division of Marine Fisheries resource*
17 *management program.*

18 *(d) RESTRICTION.—Amounts provided by the South*
19 *Essex Sewage District may not be used by the Common-*
20 *wealth of Massachusetts to transfer existing activities to, or*
21 *conduct activities at, property conveyed under this section.*